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Attorneys for Plaintiff Select Retrieval, LLC

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION**

SELECT RETRIEVAL, LLC,

Plaintiff,

v.

ALTREC, INC.; ADIDAS AMERICA, INC.;  
ADIDAS AG; AMAZON.COM, INC.; BAG  
BORROW OR STEAL, INC.; COSTCO  
WHOLESALE CORPORATION; EVOLUCION  
INNOVATIONS, INC.; ISTORES, INC.;  
MOTORCYCLE SUPERSTORE, INC.;  
MUSICIAN'S FRIEND, INC.; GUITAR CENTER,  
INC.; MUSIC123, INC.; NORDSTROM, INC.;  
OAKLEY, INC.; SIERRA TRADING POST, INC.;  
SUR LA TABLE, INC.; GERLER AND SON, INC.;  
and HUPPIN'S HI-FI PHOTO & VIDEO, INC.,

Defendants.

Civil Action No. 3:11-cv-01104-AA


**STIPULATION AND**  
**[PROPOSED] ORDER OF**  
**DISMISSAL OF NORDSTROM,**  
**INC. WITH PREJUDICE**



IT IS HEREBY STIPULATED AND AGREED that all claims and counterclaims between Plaintiff Select Retrieval, LLC and Nordstrom, Inc. ("Nordstrom") in the above-captioned action be hereby dismissed with prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, with each party to bear its own costs and attorneys' fees, provided however, that this stipulation and dismissal are without prejudice to Nordstrom's right, if U.S. Patent No. 6,128,617 is asserted in any future litigation against Nordstrom or any of its websites or systems, to reassert any meritorious counterclaims or defenses, whether or not such counterclaims or defenses were asserted in this action.

IT IS SO ORDERED.

Dated: April 19, 2012

  
The Honorable Ann L. Aiken  
Chief United States District Judge

SO AGREED.

Dated: April 10, 2012

Respectfully submitted,

/s/ Scott E. Davis

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**Attorneys for Plaintiff  
SELECT RETRIEVAL, LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that on April 10, 2012, I electronically filed the foregoing filing with the Clerk of Court using the CM/ECF system which will send notification of such filing via electronic mail to all counsel of record.

/s/ Steven R. Daniels  
Steven R. Daniels